

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Dee Brown, on April 7, 2017 at 3:00 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Chair (R)
Sen. Douglas (Doug) Kary, Vice Chair (R)
Sen. Sue Malek (D)
Sen. Frank Smith (D)
Sen. Nels Swandal (R)
Sen. Gordon Vance (R)
Sen. Lea Whitford (D)

Members Excused: Sen. Ryan Osmundson (R)

Members Absent: None

Staff Present: Barbara Pietuch, Committee Secretary
Rachel Weiss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 599, 4/5/2017; HB 626, 4/5/2017; SJ 28, 4/6/2017; SJ 29, 4/6/2017

Executive Action: HB 136 - Be Concurred In As Amended
HB 626 - Be Tabled
SJ 28 - Do Pass
SJ 29 - Do Pass
HB 514 - Vote Tied

00:00:01 Chair Brown

HEARING ON HB 626

Opening Statement by Sponsor:

00:00:48 Rep. Ray Shaw (R), HD 71, opened the hearing on HB 626, Constitutional amendment to revise legislator term limit laws.

Proponents' Testimony: None

Opponents' Testimony:

00:01:50 Edward Butcher, self

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:02:25 Rep. Shaw

EXECUTIVE ACTION ON HB 626

00:02:32 **Motion/Vote:** Sen. Vance moved that **HB 626 BE TABLED**. Motion carried 7-0 by voice vote. Sen. Osmundson was excused.

HEARING ON SJ 28

Opening Statement by Sponsor:

00:03:14 Sen. Kary (R) SD 22 presented the bill for Sen. Duane Ankney (R), SD 20, opened the hearing on SJ 28, Resolution recognizing the USS Billings.

Proponents' Testimony:

00:05:05 Ed Bartlett, lobbyist, City of Billings

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:06:13 Sen. Kary

00:06:37 Chair Brown turned the Chair over to Vice Chair Kary.

HEARING ON SJ 29

Opening Statement by Sponsor:

00:06:55 Sen. Brown (R) SD2 presented the bill for Sen. Duane Ankney (R), SD 20, opened the hearing on SJ 29, Resolution recognizing the USS Montana and commending work in its support.

Proponents' Testimony:

00:08:38 Leo Barry, self

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:11:04 Sen. Whitford

00:11:20 Mr. Barry, self

Closing by Sponsor:

00:11:52 Sen. Brown

00:12:24 Sen. Brown resumed the role as Chair.

Committee Business:

00:12:26 Chair Brown

EXECUTIVE ACTION ON SJ 28

00:13:59 **Motion/Vote:** Sen. Kary moved that **SJ 28 DO PASS**. Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

EXECUTIVE ACTION ON SJ 29

00:14:25 **Motion:** Sen. Kary moved that **SJ 29 DO PASS**.

Discussion:

00:14:33 Chair Brown

00:14:52 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

00:15:23 Chair Brown

EXECUTIVE ACTION ON HB 514

00:15:28 **Motion:** Sen. Malek moved that **HB 514 BE REMOVED FROM TABLE.**

Discussion:

00:15:42 Sen. Malek

00:16:27 Chair Brown

00:16:44 Sen. Whitford

00:17:34 Chair Brown

00:17:47 **Vote:** Motion carried 5-2 by roll call vote with Sen. Brown and Sen. Kary voting no. Sen. Osmundson was excused.

00:18:26 **Motion/Vote:** Sen. Malek moved that **HB 514 BE CONCURRED IN.** Motion failed 4-4 by roll call vote with Sen. Malek, Sen. F. Smith, Sen. Swandal and Sen. Whitford voting aye. Sen. Osmundson voted by proxy.

HEARING ON HB 599

Opening Statement by Sponsor:

00:19:23 Rep. Derek Skees (R), HD 11, opened the hearing on HB 599, Constitutional amendment regarding vacancy for certain statewide offices.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:21:43 Rep. Skees

EXECUTIVE ACTION ON HB 136

00:21:58 **Motion:** Sen. Kary moved that **HB 136 BE CONCURRED IN.**

Discussion:

00:22:00 Chair Brown

00:22:48 Sen. Vance

00:23:02 Chair Brown

00:23:11 Sen. Vance

00:23:28 George Golie, lobbyist, Montana Game Warden Association

00:24:24 Sen. Smith

00:24:55 **Motion:** Sen. F. Smith moved that **HB 136 BE AMENDED.**
[EXHIBIT](#)(sts73a01)

Discussion:

00:25:04 Chair Brown
 00:25:48 Sen. Swandal
 00:26:37 Sen. Smith
 00:27:15 Sen. Chair
 00:27:30 Sen. Swandal

00:27:42 **Substitute Motion:** Sen. Swandal made a Substitute Motion to **SEGREGATE SECTION 3 AND 5 FROM AMENDMENT HB013601.**

Discussion:

00:28:15 Sen. Whitford
 00:28:56 Sen. Malek
 00:30:05 Chair Brown
 00:30:29 Rachel Weiss, research analyst, Legislative Services Division (LSD)
 00:31:22 Chair Brown

00:31:28 **Vote:** Motion carried 5-3 by roll call vote with Sen. Malek, Sen. F. Smith and Sen. Whitford voting no. Sen. Osmundson voted by proxy.

00:32:15 Ms. Weiss, LSD

00:32:43 **Motion:** Sen. Kary moved that **HB 136 BE AMENDED WITH SECTIONS 1, 2 AND 4 OF AMENDMENT HB013601.**

Discussion:

00:33:03 Ms. Weiss
 00:33:20 Sen. Kary withdrew the motion.

00:33:25 **Motion/Vote:** Sen. Kary moved that **HB 136 BE AMENDED WITH SECTIONS 3 AND 5 OF AMENDMENT HB013601.** Motion carried 5-3 by roll call vote with Sen. Malek, Sen. F. Smith and Sen. Whitford voting no. Sen. Osmundson voted by proxy.

Discussion:

00:34:31 Ms. Weiss
 00:36:09 Chair Brown
 00:36:31 Ms. Weiss

00:37:23 **Motion:** Sen. Kary moved that **HB 136 BE CONCURRED IN AS AMENDED.**

Discussion:

00:37:34 Sen. Smith

00:38:09 **Vote:** Motion carried 6-2 by roll call vote with Sen. Brown and Sen. Malek voting no. Sen. Osmundson voted by proxy. Sen. Malek will carry the bill.

00:40:16 Chair Brown

ADJOURNMENT

Adjournment: 3:42 PM

Barbara Pietuch, Secretary

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Additional Documents:

EXHIBIT([sts73aad.pdf](#))